

LYNDON CITY COUNCIL  
ADJOURNED MEETING MINUTES OF  
SEPTEMBER 19, 2011

The Lyndon City Council met in adjourned session on Monday, September 19, 2011, 7:30 p.m., at City Hall.

Members Present: Wayne Howard, Kay Jones, Bill Patterson, Brandon Smith,  
and Mayor Jeff Bronson

Absent by Notification: Doug Watson

Others Present: Kim Newman, City Administrator  
Barbara Schattak, City Clerk  
Dave Wilson, Maintenance Superintendent  
Darrel Manning, Chief of Police/Zoning Administrator  
Pat Walsh, City Attorney (8:15)  
Wayne White, Osage County Herald

1. CALL TO ORDER: Mayor Bronson called the meeting to order.
2. ROLL CALL: The City Clerk called roll of the city council; all members were present with the exception of Watson who was absent by notification.
3. ADOPTION OF MINUTES OF PREVIOUS MEETING: A motion was made by Jones to approve the regular meeting minutes of September 6, 2011 as presented. Howard seconded the motion, which carried.
4. CORRESPONDENCE TO COUNCIL: The City Clerk presented correspondence from the United Postal Service regarding services, a police department activity report and the August issue of the Kansas Government Journal.
5. CITIZEN'S STATEMENTS AND PETITIONS: None
6. UNFINISHED BUSINESS:
  - a) SAFE ROUTES TO SCHOOLS REJECTION: The City Administrator presented correspondence from KDOT rejecting Lyndon's application from the first round of 36 applications for Safe Routes to Schools. It was noted KDOT will notify staff when funding becomes available again next year so we can resubmit our application.
  - b) ORDINANCE 779 - UNIFORM PUBLIC OFFENSE CODE: The City Attorney presented Ordinance No. 779 regulating public offenses within the corporate limits of the City of Lyndon, Kansas; incorporating by reference the "Uniform Public Offense Code for Kansas Cities," Edition of 2011; and repealing Ordinance No. 768, criminal code of the City of Lyndon. After some discussion, a motion was made by Jones to approve Ordinance No. 779 and authorize Mayor Bronson to sign on behalf of the City. Patterson seconded the motion, which carried.

- c) **WATER CONTRACT:** The City Clerk gave an update regarding language in the contract of when a refund would be due the City; it was noted due to the City not using their minimum for several months in 2010 there would be no refund for overages. After some discussion, it was the consensus of the Council for the City Administrator to write a letter to the Public Wholesale Water Supply District No. 12 Board about lowering our monthly minimum for water. The matter was tabled.
- d) **ACTION ON RECREATION COMMISSION MEMBER:** Each councilmember was given a copy of correspondence sent to Position No. 2 notifying them of the request for their removal from the Commission; to date there has been no response. After some discussion, it was the consensus of the council for Mayor Bronson to contact the individual regarding the position. The matter was tabled.

7. **NEW BUSINESS:**

- a) **SMALL BUSINESS WORKSHOPS DATES:** The City Administrator reported she had contacted Stephanie Watson, Economic Development Director, about the upcoming workshops and partnering with the State. It was announced there will be a workshop at the Lyndon Community Center on January 18, 2012 and it will be free to anyone who would like to attend. Jones asked about advertising; the City Administrator will be in contact with Ms. Watson and it will be placed on the community calendar on the website.
- b) **COMMUNITY CALENDAR:** The City Administrator reported city staff will be adding any of our events in the Community Section of the paper.
- c) **LYNDON CHAMBER:** The City Clerk reported she will be meeting next week with Rick Johnson about starting the Lyndon Chamber up again and will report back to council.
- d) **SMOKE SHAK LIQUOR BY THE DRINK LICENSE:** A request for a club license was received from Casey Seyler for the Smoke Shak, 609 Topeka Avenue; a fee of \$100 was paid. After some discussion a motion was made by Patterson to authorize Mayor Bronson to sign the license on behalf of the City. Howard seconded the motion, which carried.

- 8. **COUNCIL COMMENTS:** Patterson asked if thank you notes could be sent to the individuals who took care of the flower pots this summer. He also suggested next year the City should encourage residents along the highway to plant flower pots as well.

Patterson questioned the Maintenance Supervisor if the sink holes in roads where lines were repaired could be repaired. The Maintenance Supervisor reported as long as there is money they can be repaired; he also noted Killough Construction will be in town in October to lay asphalt and he will get an estimate from them at that time. The matter was tabled.

Patterson stated he cannot Google the website; the City Administrator reported it is up and running and it takes time for it to register with Google.

Smith reported Caffe Thyme would like to get gas service to their restaurant but there is no line in the area for them to hook into. After some discussion, Jones suggested having the City Administrator write a letter to the gas company recommending an extension to the area.

Jones reported she was very appreciative of getting the police activity report and would like to have something from the Maintenance Department. After some discussion, it was noted the City Administrator and the Maintenance Supervisor will discuss this request. The matter was tabled.

Jones stated in October Council starts looking at raises and possibly needing evaluations. With the City Administrator's impending schedule and now with the pool closed for the season she has questions about the part time schedules. The City Administrator reported she has talked to all section heads about her schedule and everyone is comfortable with it. She also reported Julie Stutzman will be coming back full time at the first of the year and Carolyn Wilson's position will not be needed. The City Administrator also noted evaluations were discussed in December; whether to do them or not can be re-visited in November.

The City Administrator reported about the rumors regarding Wal-Mart; she has been in contact with Stephanie Watson who stated the County Commissioners have not been contacted by anyone to date and it is just rumors.

Mayor Bronson asked the City Clerk if she has visited with the City Attorney regarding the ordinance regarding liquor by the drink; she stated she has while council was in executive session. The City Attorney stated the ordinance coincides with State regulations and asked the City Clerk to check on state fees for liquor and email them to him.

9. EXECUTIVE SESSION: At 8:09 p.m. a motion was made by Jones to recess to executive session for 15 minutes to discuss a personnel matter. Howard seconded the motion, which carried. The governing body reconvened at 8:24 p.m. No action was taken.

At 8:25 p.m. a motion was made by Patterson to recess to executive session for 5 minutes to discuss a personnel matter. Smith seconded the motion, which carried. The governing body reconvened at 8:30 p.m. No action was taken.

10. ADJOURNMENT: At 8:50 p.m. a motion was made by Howard to adjourn to a regular meeting on Monday, October 3, 2011 at 7:30 p.m. Smith seconded the motion, which carried.



Barbara Schattak  
City Clerk